

DW 03-163

MANCHESTER WATER WORKS

Petition to Extend Service Area in Town of Hooksett

Order Nisi Granting Petition

O R D E R N O. 24,216

October 2, 2003

On August 26, 2003, Manchester Water Works (Manchester or Petitioner) filed with the New Hampshire Public Utilities Commission (Commission) a petition to extend its service area in the Town of Hooksett. Manchester intends to provide service under its existing tariff for customers outside its municipal boundaries to two additional lots or portions thereof on North River Road in Hooksett. Manchester's filing indicates that the owner of the lots has expressed a desire to obtain water service from Manchester. Subsequent investigation by Commission Staff revealed that the owner of both lots is Southern New Hampshire University, and that the extension will serve a dormitory being constructed on the lots.

The Department of Environmental Services has confirmed by letter dated September 10, 2003 the suitability and availability of Manchester's water supplies to provide service to the proposed service area as required by RSA 374:22, III. In a letter signed August 15, 2003 by the Hooksett Town Council, the Town indicated its support for the proposed service extension.

The filing also includes a letter dated August 25, 2003 from Central Hooksett Water Precinct, which also serves properties in the area, in support of the petition.

RSA 374:26 provides that the Commission may grant the authority requested by the petition without a hearing "when all interested parties are in agreement." While there has been no opposition to the petition filed with the Commission, in order to ensure that all interested parties receive notice of the proposal and an opportunity to request a hearing, we will approve the petition on a nisi basis.

Based on the above facts, we find that allowing Manchester to extend its service area as requested is for the public good.

Based upon the foregoing, it is hereby

ORDERED NISI, that subject to the effective date below, Manchester Water Works is granted permission pursuant to RSA 374:22 and 26 to extend its service area into a limited area of Hooksett consisting of Tax Map 38, Lot 3; and portions of Tax Map 33, Lot 67 consisting of a) an area bounded to the north by an offset line 25 feet north of the centerline of a proposed access road and to the south by Tax Map 38, Lot 3, and b) the entire easterly portion of Tax Map 33, Lot 67 bounded on the west by a line drawn from the northwesterly corner of Tax Map 38 Lot 4 to the southwesterly corner of Tax Map 33 Lot 66; all as shown on a

map filed with the petition; and it is

FURTHER ORDERED, that the Petitioner shall cause a copy of this Order Nisi to be published once in a statewide newspaper of general circulation or of circulation in the Hooksett area, and shall send a copy of same to the Hooksett town clerk and to Central Hooksett Water Precinct by first class mail, such actions to be no later than October 13, 2003 and to be documented by affidavit filed with this office on or before October 27, 2003; and it is

FURTHER ORDERED, that all persons interested in responding to this petition be notified that they may submit their comments or file a written request for a hearing on this matter before the Commission no later than October 20, 2003; and it is

FURTHER ORDERED, that any party interested in responding to such comments or request for hearing shall do so no later than October 24, 2003; and it is

FURTHER ORDERED, that this Order Nisi shall be effective October 31, 2003, unless the Petitioner fails to satisfy the publication obligation set forth above or the Commission provides otherwise in a supplemental order issued prior to the effective date.

By order of the Public Utilities Commission of New
Hampshire this second day of October, 2003.

Thomas B. Getz
Chairman

Susan S. Geiger
Commissioner

Nancy Brockway
Commissioner

Attested by:

Claire D. DiCicco
Assistant Secretary